MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. MARK E. FULLER AT MONTGOMERY, AL DATE COMMENCED: 2/20/07 2:05 p.m. AT: 3:40 p.m. DATE COMPLETED: 2/20/07 AT: MAC East, LLC. § § § § CV NO. 2:05CV1038-MEF VS. Shoney's Inc. **PLAINTIFF** APPEARANCES: **DEFENDANT** Dennis R. Bailey James N. Nolan COURT OFFICIALS PRESENT: Jimmy Dickens, Court Reporter Josh Shapiro, Law Clerk Kelli Gregg, Courtroom Clerk

COURTROOM PROCEEDINGS:

(X) Damages Hearing

2:05 p.m. -Court convenes.

Parties stipulate to all of plaintiff's exhibits being introduced into evidence

without any objections.

Plaintiff calls Matthew Coblitz to testify.

Defense counsel begins cross-examination of witness.

Plaintiff calls Joan Surles to testify.

Defense counsel cross-examines witness.

Plaintiff begins re-direct examination of witness.

Plaintiff calls Laticia Hinson to testify.

Defense counsel cross-examines witness.

Defense counsel recalls Joan Surles to testify.

3:20 p.m. -Court is in recess.

3:35 p.m. -Court reconvenes.

3:40 p.m. -Court is in recess.